

Date: 9-21-16 Judge: Lee

Reporter: Renecia Wilson

Time: 11:35 To 11:53, 15 min. recess  
taken for govt review w/ Add'l Stmt of Facts + 12:08-  
UNITED STATES of AMERICA

Interpreter:

Case Number: T-16-CR-301

vs.

Kyler George Schmitz

Defendant's Name

Alexander Berrang

Counsel for Government

Counsel for Defendant: Jeremy Kamens + pro bono counsel, Eric R. Nitz

Matter called for: () Motions () Setting Trial Date () Change of Plea Hrg. () Rule 35 () Arraignment

() Magistrate Appeal () Sentencing () Rule 20 & Plea () Supervised Release Viol. Hrg.

() Pre-Indictment Plea () Plea () Other: \_\_\_\_\_

Defendant appeared:  in person () failed to Appear() with Counsel () without counsel () through counsel

Filed in open court: () Information () Plea Agreement () Statement of Facts () Waiver of Indictment () Discovery Order

() Additional Statement of Facts

to which govt objects

Arraignment & Plea:

WFA () FA ( PG () PNG Trial by Jury: () Demanded () Waived

\_\_\_\_ Days to file Motions with Argument on \_\_\_\_\_ at \_\_\_\_\_

Defendant entered Plea of Guilty as to Count(s) 4 of Indictment Court Accepted Plea ()

Motion for Dismissal of Count(s) 1-3, + 5 () by U.S. () by Deft. () Order entered () To Follow

Defendant directed to USPO for PSI: () Yes () No

Case continued to Dec. 16, 2016 at 9:00 a.m. for: () Jury Trial () Bench Trial () Sentencing

Rule 35: US' Rule 35 motion for reduction of sentence () Granted () Denied;

Sentence of \_\_\_\_\_ months heretofore imposed is reduced to a term of \_\_\_\_\_

Probation/Supervised Release Hrg: Defendant () Admits () Denies violation of the conditions of probation/supervised

release; Court: () finds () does not find defendant in violation of conditions of probation/supervised release.

Dft committed to custody of the US Atty General to serve a term of : \_\_\_\_\_ Months; () Supervised Release terminated

All Exhibits must be filed with the Clerk \_\_\_\_\_ days prior to trial

the time of the sentencing. (by 3143)  
Hrg. on Detention  
Gov't pos: Mandatory detention  
is required. □ obj. + stated  
the exceptional circumstances.  
Findings Stated.

Bond Set at: \$ \_\_\_\_\_ () Unsecured () Surety () Personal Recognizance

() Release Order Entered () Deft. Remanded () Deft. Released on Bond () Deft. Continued on Bond

() Summons Issued () On Bond () Warrant Issued () 1<sup>st</sup> appearance

Defendant is: () In Custody () Summons Issued () On Bond () Warrant Issued () 1<sup>st</sup> appearance